Crl.M.No. 25270-M of 2007

Present: Mr.Jasdeep Gill, Advocate,
for the petitioners.

Mr. I.P.S. Sidhu, Sr. DAG (Pb.)

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Notice of motion was issued in this case on 25.4.2007.

Learned counsel for the petitioners has submitted that the offence under Section 307 IPC has been deleted. Therefore, the petitioners are only required in respect of the offences under Sections 323, 148 and 149 IPC besides Section 27 of the Arms Act.

Learned counsel for the State on instructions from SI Sajjan Singh Police Station Harike submits that .32 bore revolver is still to be recovered.

Learned counsel for the petitioner has submitted that the revolver in fact has been deposited with S.B. Singh Gun House. This is evident from the certificate dated 17.3.2007 (Annexure P-9). It is further submitted that the police may take and recover the said revolver that has been deposited with the Gun House on 17.3.2007.

Keeping in view the aforesaid position and fact that the offence under Section 307 IPC has been omitted and the petitioners are only required in respect of offences under Sections 323,148 and 149 IPC and Section 27 of the Arms Act, the petitioners in the event of their arrest shall be admitted to bail on their furnishing personal bonds and surety each to the satisfaction of Arresting/Investigating Officer. They shall join investigation as and when called. The bail shall be subject to Section 438 Cr.P.C.

Criminal Misc. stands disposed of.

(S.S.SARON)
JUDGE

30.4.2007
reena/ritu